PUBLIC WORKS AND ELECTRICITY SECRETARIAT.

NOTIFICATION.

Bangalore, dated the 8th November 1967.

S.O. 2153.—In exercise of the powers conferred by sub-section (1) of Section 47 of the Mangalore Port Trust Act, 1953, the Government of Mysore hereby sanctions the following amendments to condition 26 of the statement of condition issued in Government of Madras Order No. 1875, Public Works (Marine) Department Notification No.36 dated 12th May 1955, published on pages 1138 to 1146 of Part I of the *Fort St. George Gazette* dated 3rd August 1955 of the Government of Madras as subsequently amended.

The amendments hereby made shall come into force with immediate effect.

In the said statement of conditions in Condition 26

1. in Clause (1) after note (b), the following Note shall be added, namely :—

> "*Note* (c) The licence and leases will be issued under the signature of the Secretary".

2. for Clause (10) the following Clause shall be substituted, namely :—

> "(10) In case of any encroachment or unauthorised occupation, the Board at its discretion may cause such encroachment or occupation regularised or evicted at the cost of the Licensee/lessee. In the case of regularisation, Ground rent shall be charged at the monthly or weekly rates, as the case may be, till the date of regularisation of the occupation and, in the case of removal or eviction, at twice the monthly or weekly rates till the date of vacation of the area or eviction, as the case may be".

3. for Clause (11) the following Clause shall be substituted, namely :—

"(11) Except in the case of Pucca buildings constructed in accordance with the provisions of sub-clause 5 the lessee shall not sublet the leased land or structures put up by him.

The lessee desirous of sub-leasing the land or building thereon should furnish full particulars of name of the proposed sub-lessee, the part or portion to be sublet, rent fixed for the sub-lease, the period and the purpose for which the building is to be used. The decision to authorise the sub-lease shall vest with the authority who has granted the lease and the original lessee, as well as the sub-lessee or actual occupant thereof shall be responsible to the Board for all rents and other charges due to the Board".

4. for Clause (12) the following Clause shall be substituted, namely :—

"(12) (i) In case of applications for Licence/Lease of Port Trust Land, such occupation shall not commence prior to issue of License/ Lease. Any occupation made prior to issue of Licence/Lease shall be assessed at twice the annual rate of ground rent applicable to the land in question, on prorata basis for the period prior to the date of regularisation. In case such occupation is not regularised, the occupant shall be charged at twice the monthly or weekly rates, as the case may be, till the date of vacation of eviction.

(ii) The Licensee/Lessee shall also be responsible for renewal of Licence/Lease prior to its expiry if he is desirous of continuing the occupation and shall apply for renewal of Licence/Lease at least sixty

days prior to expiry of the period of Licence/Lease as provided under sub-clause 3 (i). Failure in this regard and occupation subsequent to expiry of Licence/Lease term shall be deemed to be unauthorised, and rent shall be levied at twice the monthly/weekly rate unless such occupation is regularised on payment of penalty in accordance with the succeeding sub-clause".

[No. PWD 82 PMT 66].

By Order and in the name of the Governor of Mysore,

1410 R. R. NAIK, *Deputy Secy.*